

name: Mr. Gary Wall

number: 1133749

Place of Confinement: Red Chim State Prison,

Post Office Box 1900, Pound, Virginia 24299-1900

dated: November 1<sup>st</sup> 2018

MR. GARY WALL #1133749  
Plaintiff

Civil Action no. 7:17-cv-00385

CLERK'S OFFICE U.S. DIST. COURT  
AT ROANOKE, VA  
FILED

v.  
E. RANICK, Correctional Officer of R.D.S.P., et. alii;  
defendant(s)

NOV 08 2018

IN RE: MOTION OBJECTING TO OCTOBER 24<sup>th</sup> 2018, ORDER  
(Doc. No. 61) TRIAL BEFORE MAGISTRATE JUDGE  
IN ACCORDANCE WITH FED. R. CIV. P. RULE 73(b)

JULIA C. DUDLEY, CLERK  
BY: [Signature]  
DEPUTY CLERK

Now Comes Mr. Gary Wall #1133749, pro se, Plaintiff Objecting to the OCTOBER 24<sup>th</sup> 2018, ORDER  
(Order no. 61) to Schedule a Trial Before Magistrate Judge without Both parties Consent in accordance  
with FED. R. CIV. P. RULE 73(b).  
Review of this Court's Docket with Shao on OCTOBER 23<sup>rd</sup> 2018, (Doc. no. 58) U.S. District Judge Kiser  
referred this Case to a Magistrate Judge for a Report and Recommendation July and this  
record is Void of Consent from Both parties under 28 U.S.C § 636(c)(2); to be tried before a  
Magistrate Judge

date: 11/1/18

Gary Wall #1133749  
Respectfully Submitted

### CERTIFICATE OF SERVICE

I hereby Certify that on this 2<sup>nd</sup> day of November 2018, I mailed a Copy of the foregoing:  
MOTION OBJECTING TO 10/23/18, ORDER (Doc. no. 61); to respondents: UNITED STATES DISTRICT COURT CLERK;  
210 FRANKLIN ROAD, S.W. Suite -540, ROANOKE, VIRGINIA 24011-2208, by First class mail.

Gary Wall #1133749  
Respectfully Submitted

*He Gary Wall #193749  
To Red Onion State Prison  
Post Office Box 1900  
Roanoke, Virginia 24011-1900*

RECEIVED  
NOV 05 2018  
MAILROOM

VA DOC HAS NEITHER CENSORED OR  
INSPECTED THIS ITEM. THE DEPARTMENT  
DOES NOT ASSUME ANY RESPONSIBILITY  
FOR ITS CONTENTS

PM 1 L



U.S. POSTAGE >> PITNEY OWES



ZIP 24279 \$ 00047<sup>0</sup>  
02 4W  
0000337008 NOV 06 2018

*To: United States District Court Clerk  
(of the Western District of Virginia)  
210 Franklin Road, S.W. Suite 540  
Roanoke, Virginia 24011-2208*

*Attention  
Legal Correspondence:  
"LEGAL MAIL"*

2401132214 C009

